

FILED

2018 NOV 14 AM 8:41

DEAN J. SUTTER, JR.
CLERK OF SUPERIOR COURT
BY W. J. JURY

1 JOHN WILLIAM LOVELL, ESQ.
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Pima County Computer No. 35364
State Bar No. 3559

5 IN THE SUPERIOR COURT OF THE STATE OF ARIZONA
6 IN AND FOR THE COUNTY OF COCHISE

7 STATE OF ARIZONA,
8 Plaintiff,

9 vs.

10 BRANDI RAE JORDAN,
11 Defendant.

12 NO. CR200800159; CR201800004 ✓

13 SECOND NOTICE TO THE COURT
14 REGARDING CHANGE OF PLEA
15 TRANSCRIPT AND MOTION FOR
16 EXTENSION OF TIME FOR FILING
17 ANY PETITION FOR POST
18 CONVICTION RELIEF

19 (Judge Hoggatt)

20 Counsel for the Defendant hereby informs the Court that he received Catherine S.
21 Berger's Affidavit dated September 12, 2018, and, thereafter, contacted her
22 telephonically. Ms. Berger said that she had a disc of the subject proceeding, but no
23 longer had the software necessary for displaying the disc. However, she knew of several
24 court reporters who may still have this software and agreed to contact them and attempt
25 to have the disc opened and a transcript prepared.

26 Counsel recently received an email from Ms. Berger providing Counsel with the
27 Transcript that she had prepared, but without the Court Reporter's Certification. The
28 Transcript appears to Counsel to be complete. She informed Counsel that she would send
it to the Clerk's Office "...as is as soon as I get a template for the certificate..."

1
2 Counsel recently left a telephonic message for Ms. Berger and sent her an email,
3
4 along with a template for the certification, asking her if had filed the Transcript. Counsel
5
6 has not yet heard back from Ms. Berger, but, based upon previous experience, expects the
7
8 Transcript to be certified and sent to the Court.

9
10 Counsel requests an extension of sixty (60) days to file any Petition for Post
11
12 Conviction Relief, in both of the Cases herein (CR200800159; CR201800004) from the
13
14 current deadline of November 26, 2018.

15
16 WHEREFORE, for the foregoing reasons, with extraordinary circumstances,
17
18 Defendant respectfully requests this Court extend the time for filing any Petition in these
19
20 matters until January 28, 2019.

21
22 DATED this 2nd day of November. 2018.

23
24 LAW OFFICES OF JOHN WILLIAM LOVELL, P.C.

25
26 By: 

27
28 John William Lovell

CC:

29
30 Honorable Wallace R. Hoggatt
31 Judge, Cochise County Superior Court
32 P. O. Box CK
33 Bisbee, AZ 85603

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35 Deputy Cochise County Attorney
36 Post Office Drawer CA
37 Bisbee, AZ 85603

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Catherine Berger, Court Reporter
425 Animas Creek Road
Caballo, NM 87931

Brandi Rae Jordan, #184411
ASPC – Perryville
Santa Cruz Unit
P. O. Box 3200
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